

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B. Criminal Misc. (Suspension of Sentence) Application
NO.198/2017

In

S.B. Criminal Appeal No. 320 / 2017

Aftab Hussain Son of Shri Altaf Hussain, by Caste Musalman,, R/o
Near Ekmeenar Masjid, Chabni, P.S. Gumanpura, Kota, Rajasthan.
(presently Confined in Central Jail Kota)

----Appellant

Versus

State of Rajasthan Through P.P.

----Respondent

For Appellant(s) : Mr. Kapil Gupta

For State : Ms. Meenakshi Pareek, PP

HON'BLE MR. JUSTICE PRASHANT KUMAR AGARWAL

Order

28/04/2017

Heard learned counsel for the parties.

On consideration of submissions made on behalf of the respective parties and the material made available on record including some ambiguity pointed out in the notice under Section 50 of the NDPS Act and the fact that the decision of the appeal is likely to take time, but without expressing any final opinion on the merit and de-merit of the case, I am inclined to suspend the sentence awarded to him during the pendency of the appeal.

Accordingly, the application for suspension of sentence is allowed. It is ordered that the sentence awarded to accused-applicant-Aftab Hussain Son of Shri Altaf Hussain, in Sessions Case No.15/2015 shall remain suspended on furnishing a personal

bond of Rs.50,000/- and two sureties bond of Rs.25,000/- each to the satisfaction of the learned trial Court to the effect that they shall appear before this Court on 29.05.2017 and as and when called upon to do so.

(PRASHANT KUMAR AGARWAL)J.

Jyoti

Item No.47

RAJASTHAN HIGH COURT



सत्यमेव जयते